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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Patrick O. Brown and
Tidhar Dari Shalon

§ **GROUP ART UNIT:** 1634

SERIAL NO.: Not yet assigned


§
§ **EXAMINER:** Ardin Marschel

FILED: Herewith

§ **ATTORNEY DOCKET:** STFD:009--1

FOR: Method For Determining the Relative
Abundances of Polynucleotide
Sequences

§ (Continuing application of Serial
§ No. 08/688,488, filed July 30, 1996)
§

<p align="center">EXPRESS MAIL MAILING LABEL</p> <p>NUMBER: EM540830375US DATE OF DEPOSIT: November 24, 1998 I hereby certify that this paper or fee is being deposited with the United States Postal Service "EXPRESS MAIL POST OFFICE TO ADDRESSEE" service under 37 C.F.R. 1.10 on the date indicated above and is addressed to: Assistant Commissioner for Patents, Washington DC 20231.</p> <p align="right"> Signature</p>

INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56, Applicants respectfully request that this Information Disclosure Statement be entered and the documents listed on the attached Form PTO-1449 (Exhibit A hereto) be considered by the Examiner and made of record.

In accordance with 37 C.F.R. §§ 1.97(g), (h), this Information Disclosure Statement is not to be construed as a representation that a search has been made, and is not to be construed to be an admission that the information cited is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b).

Applicants wish to bring to the Examiner's attention several patent applications related to this application. United States patent application Serial No. 08/688,488 is the parent of this continuation application. United States patent application Serial No. 08/514,875 is the grandparent of this continuation application. United States patent application Serial No. 08/477,809, now United States Patent No. 5,807,522, is the great-grandparent of this application. United States patent application Serial No. 08/261,388, now abandoned, is the great-great-grandparent of this application. Three other pending patent applications claim the benefit of the filing date of great-great-grandparent application Serial No. 08/261,388. These are: (1) United States patent application Serial No. 09/001,027, a continuation of great-grandparent application Serial No. 08/477,809, (2) an application filed November 19, 1998, Serial No. not yet assigned, which is a continuation of application Serial No. 09/001,027, and (3) an application filed November 10, 1998, Serial No. not yet assigned, which is a continuation of grandparent application Serial No. 08/514,875.

The Examiner referred to several references in great-grandparent application Serial No. 08/477,809, which are listed on the attached Form PTO-1449 as references A17, A32, A52-A55, C16 and C32. The Examiner referred to several references in grandparent application Serial No. 08/514,875, which are listed on the attached Form PTO-1449 as references A17, A32, A49, A50,

A53, A55, B8, C8, C12, C16, C21, C24, C32 and C34. The Examiner referred to several references in parent application Serial No. 08/688,488, which are listed on the attached Form PTO-1449 as references A50, A51, A53, A55, A56, C12, C16, C17 and C21.

Applicants also wish to bring to the Examiner's attention two related foreign patent applications. First, Applicants refer to PCT patent application WO 95/35505, which claimed priority from the great-grandparent of this application (i.e., Serial No. 08/477,809). Applicants enclose, as Exhibit B hereto, a copy of the International Search Report in that application, which listed five references. Those references are listed on the attached Form PTO-1449 as references A2, A22, A26, A28 and A32. Second, Applicants refer to European patent application 95 92 3921.1, which claims priority from the great-grandparent of this application (i.e., Serial No. 08/477,809). Applicants enclose, as Exhibit C hereto, a copy of the Supplementary European Search Report in that application, which lists three references. Those references are listed on the attached Form PTO-1449 as references B8, B9 and C43. Applicants enclose, as Exhibit D hereto, a copy of a Communication Pursuant to Article 96(2) and Rule 51(2), dated March 26, 1998, in European patent application EP 95 92 3921, which lists an additional reference at paragraph 5. That reference is listed on the attached Form PTO-1449 as reference B10.

The present Information Disclosure Statement is being filed prior to the receipt of a first Official Action reflecting an examination on the merits, and hence is believed to be timely filed in accordance with 37 C.F.R. § 1.97(b). No fees are believed to be due in connection with the filing of this Information Disclosure Statement, however, should any fees under 37 C.F.R. §§ 1.16 to 1.21 be deemed necessary for any reason relating to these materials, the Commissioner is hereby

authorized to deduct said fees from Arnold, White & Durkee Deposit Account
No. 01-2508/STFD/EVE.

This application is a continuation application of Serial No. 08/688,488, filed July 30, 1996, which is a continuation-in-part of Serial No. 08/514,875, filed August 14, 1995, which is a continuation-in-part of Serial No. 08/477,809, filed June 7, 1995 (now U.S. patent No. 5,807,522), which is a continuation-in-part of Serial No. 08/261,388, filed June 17, 1994 (now abandoned), each of which is relied upon for an earlier filing date under 35 U.S.C. § 120. All of the documents listed on the Form PTO-1449 that is attached as Exhibit A hereto (except references A57-A61, B11-B15 and C45-C46) were either cited by or submitted to the Patent and Trademark Office in those prior applications. Accordingly, pursuant to 37 C.F.R. § 1.98(d), Applicants enclose copies of references A57-A61, B11-B15 and C45-C46, and respectfully refer the Examiner to the files of application Serial Nos. 08/688,488, 08/514,875, 08/477,809 and 08/261,388 for copies of the other listed references.

Applicants respectfully request that the listed documents be made of record in the present case.

Respectfully submitted,



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